

MAYOR AND COUNCIL, APPOINTED OFFICIALS AND DEPARTMENT HEADS

FROM: CITY MANAGER \_\_\_\_\_

ADMINISTRATIVE ACTION REPORT AND SUMMARY  
MAYOR AND COUNCIL STUDY SESSION OF SEPTEMBER 11, 2000

Mayor Robert E. Walkup called the Study Session to order at 1:32 P.M. in the Mayor and Council Chambers, City Hall Tower, Tucson, Arizona.

COUNCIL MEMBERS PRESENT: Mayor Robert E. Walkup  
Vice-Mayor Anderson, (Ward 3) (Arrived at 1:33 P.M.)  
Counc. Jose J. Ibarra, (Ward 1)  
Counc. Carol West, (Ward 2)  
Counc. Shirley C. Scott, (Ward 4)  
Counc. Steve Leal, (Ward 5)  
Counc. Fred Ronstadt, (Ward 6)

STAFF: James Keene, City Manager  
Brad Detrick, Deputy City Attorney  
Kathleen S. Detrick, City Clerk

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>1. Executive Session – Richmond American Homes of Arizona, Inc. v. City of Tucson (City-Wide) SS/SEPT11-00-399</p> <p>Council Member Leal MOVED, SECONDED by Council Member West to go into Executive Session as noticed in the agenda for Richmond American Homes Arizona, Inc. pursuant to A.R.S. 38-431.03 (A) (3) and 38-431.03 (A) (4).</p> <p>Motion PASSED by a vote of 6 to 0, (Vice-Mayor Anderson Absent/Excused).</p> <p>(Vice-Mayor Anderson arrived at 1:33 P.M.)</p>	<p><u>CITY ATTORNEY</u> Is responsible</p>
<p>RECESS: 1:34 P.M. RECONVENE: 1:49 P.M. MAYOR &amp; COUNCIL: ALL PRESENT STAFF: ALL PRESENT</p>	
<p>Executive Session was held from 1:35 P.M. to 1:46 P.M.</p>	
<p>Vice-Mayor Anderson MOVED, SECONDED by Council Member West to return to Open Session.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	

AGENDA ITEM/MAYOR AND COUNCIL ACTION	STAFF ACTION
<p>2. Mayor and Council Direction Regarding Executive Session – Richmond American Homes of Arizona, Inc. v. City of Tucson (City-Wide) SS/SEPT11-00-400</p> <p>Council Member West MOVED, SECONDED by Council Member Leal to direct the City Attorney to proceed as discussed in Executive Session.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>CITY ATTORNEY</u> Is responsible <u>DIR. OF WATER</u> Is informed</p>
<p>3. Presentation from the National Guard (City-Wide) SS/SEPT11-00-394</p> <p>Presentation made. No formal action required.</p>	<p><u>DIR. OF ECON.</u> <u>DEVELOPMENT</u> Is informed</p>
<p>4. Access Tucson Financial and Management Audit (City-Wide) SS/SEPT11-00-397</p> <p>Council Member Ibarra MOVED, SECONDED Vice-Mayor Anderson to accept the compromise proposed by the Executive Director of Access Tucson, Sam Behrens. The compromise states that the funding formula would only include cable revenues and would exclude the percentage for new services.</p> <p>Brad Detrick, Deputy City Attorney advised that this motion was outside the scope of the agenda item.</p> <p>Council Member Ibarra restated his motion, seconded by Vice-Mayor Anderson to ask that staff return in one to two weeks with the details, especially the financial projections, of Mr. Behrens proposal so that the Mayor and Council can discuss the details of funding Access Tucson.</p> <p>Council Member Ibarra withdrew his original, restated motion.</p> <p>Council Member Ibarra MOVED, SECONDED by Council Member Ronstadt to create a subcommittee made up of Council Members Ronstadt, West and Scott to investigate all allegations brought forward including concerns with finances, board membership, and any other questions, and return to the full body in 60 days with a recommendation</p> <p>Council Member Ronstadt offered to chair the subcommittee.</p> <p>Council Member West requested her name be withdrawn.</p> <p>Council Member West offered a substitute motion, seconded by Vice-Mayor Anderson to ask the City Attorney to look at the board membership and operations of Access Tucson and determine what is under the purview of the Mayor and Council and what is not, and return with recommendations.</p>	

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<p>4. Access Tucson Financial and Management Audit (City-Wide) SS/SEPT11-00-397 (CONTINUED)</p> <p>James Keene, City Manager, clarified that the direction to staff includes a request for an analysis of the short-term financial implications of the different alternatives.</p> <p>There was apparent consensus.</p> <p>Council Member Leal offered an amendment to the substitute motion to include as part of the discussion the issue of the Board allowing staff of Access Tucson to make unilateral decisions.</p> <p>The amendment was not accepted.</p> <p>Substitute Motion PASSED by a vote of 6 to 1, (Council Member Ibarra dissenting).</p> <p>Vice-Mayor Anderson MOVED, SECONDED by Council Member West requested a future agenda item be scheduled regarding the requested funding analysis, what has been adopted for this fiscal year, how that is different from the agreement that was approved in 1997, and information regarding the compromise proposed by Mr. Behren.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>CITY ATTORNEY</u> Is responsible <u>DIR. OF INFORMATION TECHNOLOGY</u> Is informed</p> <p><u>DIR. OF INFORMATION TECHNOLOGY</u> Is responsible <u>DIRS. OF FINANCE BUDGET &amp; RESEARCH</u> Are informed</p>
<p>5. A Plan to Increase Unbudgeted Strategic Reserve (City-Wide) SS/SEPT11-00-392</p> <p>Council Member Scott MOVED, SECONDED by Council Member Ronstadt to require a super majority to use any funds from the Unbudgeted Strategic Reserve.</p> <p>Council Member Scott withdrew her motion and suggested the Charter review subcommittee consider this.</p> <p>Council Member Ronstadt MOVED, SECONDED by Council Member Ibarra to adopt the proposed plan/policy of achieving an Unbudgeted Strategic Reserve of 7.5% by Fy2005-06.</p> <p>James Keene, City Manager, commented that should the financial opportunity occur , an accelerated schedule could be presented for Mayor and Council consideration.</p> <p>Council Member Ronstadt amended his motion to include the City Manager's comments.</p> <p>Motion PASSED by 7 to 0.</p> <p>(Counc. Ronstadt departed at 3:01 P.M. and returned at 3:02 P.M.)</p>	<p><u>DIR. OF BUDGET &amp; RESEARCH</u> Is responsible</p>

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<p>12. Request For Funds – SciENTek-12 (Science-Engineering –Technology – Kindergarten through 12<sup>th</sup> Grade) (City-Wide) SS/SEPT11-00-402</p> <p>Certificates of Appreciation were presented to: Vanessa Crawford, and Gabriel Loeb Commending their accomplishments at the Southern Arizona Science Fair.</p> <p>Vice-Mayor Anderson MOVED, SECONDED by Council Member Ibarra to transfer \$10,000 from the contingency fund to support the request from SciEntek-12 for the 2001 Science Fair, and to direct the City Manager to have staff work with Dr. Johnson to incorporate a line item budgeted amount to support the Regional Science Fair.</p> <p>Council Member Ronstadt offered an amendment to look to the Unallocated Youth Funding and Economic Development funds to create the line item for this annual event.</p> <p>Amendment accepted.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF BUDGET &amp; RESEARCH</u> Is responsible <u>DIR. OF ECONOMIC DEVELOPMENT</u> Is informed</p>
<p>RECESS: 3:26 P.M. RECONVENE: 3:38 P.M. MAYOR &amp; COUNCIL: ALL PRESENT (VICE-MAYOR ARRIVED AT 3:40 P.M.) STAFF: ALL PRESENT</p>	
<p>6. Comments to EPA on Proposed Rule for Arsenic In Drinking Water (City-Wide and Outside the City) SS/SEPT11-00-401</p> <p>Council Member West MOVED, SECONDED by Council Member Ronstadt to authorize staff to provide comments to the EPA’s proposed Arsenic rule of the nature outlined with more specific detail provided in the cover letter.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF WATER</u> Is responsible</p>
<p>7. Regulations and Enforcement of Pawn Shop Activities (City-Wide) SS/SEPT11-00-393</p> <p>Council Member Leal MOVED, SECONDED by Vice-Mayor Anderson to direct staff to prepare a resolution for adoption of an ordinance bringing the Tucson Code into full compliance with state statutes regulating pawn shops, clarifying language relative to reporting transactions, and authorizing a \$3 fee for each required report.</p>	<p><u>CHIEF OF POLICE</u> Is responsible <u>CITY ATTORNEY</u> Is informed</p>

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<p>7. Regulations and Enforcement of Pawn Shop Activities (City-Wide) SS/SEPT11-00-393 (CONTINUED)</p> <p>Vice-Mayor Anderson amended the motion to include discussion with the industry representatives, to allow them a voice prior to directing staff to move forward.</p> <p>Vice-Mayor Anderson clarified that the item should be brought back as a Study Session discussion prior to the adoption of an ordinance.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>CHIEF OF POLICE</u> Is responsible <u>AGENDA COMMITTEE</u> Is informed</p>
<p>8. Mayor and Council Discussion of Future Agendas SS/SEPT11-00-391</p> <p><u>Political Signs</u> Vice-Mayor Anderson requested the City Attorney review the Ordinance governing/enforcement of political signs and schedule a discussion at the end of September or Early October.</p> <p><u>Commercial Solid Waste Contracts</u> Vice-Mayor Anderson requested a memorandum from staff outlining the changes to Commercial Solid Waste Contracts.</p> <p><u>Proclamation – Undoing Racism</u> Vice-Mayor Anderson requested a proclamation be presented on undoing racism on September 18, 2000 and have Community Relations staff promote the statement.</p> <p><u>Solid Waste Issues</u> Council Member Ronstadt requested the issue regarding Solid Waste contracts that was brought up by Vice-Mayor Anderson be addressed at Study Session and should include not only the contracts but the details regarding full cost recovery and any “deals” offered.</p>	<p><u>CITY ATTORNEY</u> Is responsible <u>AGENDA COMMITTEE</u> Is informed</p> <p><u>DIR. OF SOLID WASTE</u> Is responsible</p> <p><u>CITY ATTORNEY</u> Is responsible <u>CITY CLERK</u> Is informed <u>DIR. OF COMMUNITY RELATIONS</u> Is responsible</p> <p><u>DIR. OF SOLID WASTE</u> Is responsible</p>
<p>9. Boards, Committees and Commission SS/SEPT11-00-396</p> <p>Nothing.</p>	
<p>10. Mayor and Council Discussion of Regular Agenda SS/SEPT11-00-390</p> <p>Vice-Mayor Anderson requested items 3-H-11 and 12 be considered separately.</p>	<p><u>CITY CLERK</u> Is informed</p>
<p>11. Citizens Transportation Advisory Committee Proposal (City-Wide) SS/SEPT11-00-398</p>	

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<p>Council Member West MOVED, SECONDED by Council Member Ronstadt to direct the City Manager to initiate a two-step process modifying the definition of arterials and to apply those definitions to our current streets and routes.</p> <p>James Keene, City Manager advised that staff would return with an interim report identifying the type of work plan/schedule this endeavor would require.</p> <p>Motion PASSED by a vote of 7 to 0.</p>	<p><u>DIR. OF TRANS.</u> Is responsible</p>
<p>14. Discussion of Los Amigos (City-Wide) SS/SEPT11-00-403</p> <p>Council Member Leal MOVED, SECONDED by Council Member West to direct staff to move forward with the Los Amigos Fund and to further investigate the credit card concept.</p> <p>James Keene, City Manager, clarified that the staff report recommends a 2-tiered approach, beginning with establishing the fund and then exploring the credit card issue and bring that back to Mayor and Council.</p> <p>Motion PASSED by a vote of 5 to 2, (Council Members Ronstadt and Scott dissenting).</p>	<p><u>DIR. OF PARKS &amp; REC.</u> Is responsible</p>
<p>ADJOURNED: 5:08 P.M.</p> <p><u>VERBATIM TAPE RECORD AVAILABLE UPON REQUEST FROM CITY CLERK'S OFFICE</u></p>	